

Introduced by Senator Margett

February 22, 2007

An act to add Section 13263.7 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

SB 616, as introduced, Margett. Waste discharge requirements: horse racing facilities.

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of waste in accordance with the federal national pollutant discharge elimination system (NPDES) permit program and the Porter-Cologne Water Quality Control Act (state act). The United States Environmental Protection Agency imposes NPDES requirements relating to concentrated animal feeding operations, including horse racing facilities. The state act authorizes the state board or a regional board to prescribe general waste discharge requirements if certain requirements are met.

This bill would require the state board to prescribe general waste discharge requirements for horse racing facilities. These requirements would apply to the discharge of waste at horse racing facilities that are subject to the NPDES permit program. The state board would be required to prescribe requirements that include specified components, to the extent permitted by federal law.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 13263.7 is added to the Water Code, to
2 read:
- 3 13263.7. (a) The state board shall prescribe general waste
4 discharge requirements for horse racing facilities.
- 5 (b) The general waste discharge requirements shall apply to the
6 discharge of waste at horse racing facilities that are subject to the
7 national pollutant discharge elimination system (NPDES) permit
8 program under the federal Clean Water Act (33 U.S.C. Sec. 1251
9 and following).
- 10 (c) The general waste discharge requirements shall include all
11 of the following components, to the extent permitted by federal
12 law:
- 13 (1) All dry weather flows at horse racing facilities shall be
14 diverted to a sanitary sewer.
- 15 (2) Horse racing facilities shall be subject to site-specific best
16 management practices to comply with the Clean Water Act (33
17 U.S.C. Sec. 1251 and following).
- 18 (3) Enhanced best management practices may be adopted to
19 further reduce the discharge of waste from a production area, as
20 that term is defined in Section 122.23(b)(8) of Title 40 of the Code
21 of Federal Regulations.
- 22 (4) For nonproduction areas of horse racing facilities, a discharge
23 of waste shall be consistent with any applicable stormwater
24 pollution prevention plan prepared pursuant to this division.
- 25 (5) Appropriate monitoring and reporting requirements.